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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
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03/10/2004

Michael R. Nowak

E4919-00005

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08/10/2007

DUANE MORRIS, LLP

IP DEPARTMENT

30 SOUTH 17TH STREET

PHILADELPHIA, PA 19103-4196

EXAMINER

PASCUA, JES F

ART UNIT

PAPER NUMBER

3782

MAIL DATE

DELIVERY MODE

08/10/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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| APPLICATION NO./ CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR / PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
|---------------------------------|-------------|---|---------------------|
| 10797312 | 3/10/2004 | NOWAK ET AL. | E4919-00005 |

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EXAMINER

Jes F.. Pascua

| ART UNIT | PAPER |
|----------|------------|
| 3782 | 20070804-A |

DATE MAILED:

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Commissioner for Patents

Newly submitted claims 16-34 are directed to an invention that is independent or distinct from the invention originally claimed for the following reasons: the product as claimed can be made can be made by another and materially different process such as surrounding the ream of paper with the ream wrap prior to providing the ream wrap with the tear tape. Moreover, original process-of-use claim 15 is independent and distinct from new claims 16-35, since the process-of-use claim 15 can be practiced with a wrapped ream of paper wherein the tear strip partially surrounds the width of a wrapped ream of paper.

Since applicant has received an action on the merits for the originally presented invention, this invention has been constructively elected by original presentation for prosecution on the merits. Accordingly, claims 16-35 have been withdrawn from consideration as being directed to a non-elected invention. See 37 CFR 1.142(b) and MPEP § 821.03.

The amendment filed on 05/29/2007 canceling all claims drawn to the elected invention and presenting only claims drawn to a non-elected invention is non-responsive (MPEP § 821.03). The remaining claims are not readable on the elected invention for the reasons set forth above.

Since the above-mentioned amendment appears to be a *bona fide* attempt to reply, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

Jes F. Pascua
Primary Examiner
Art Unit: 3782